

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

SECURITIES AND EXCHANGE COMMISSION,	)	
	)	
Plaintiff,	)	
	)	
v.	)	CIVIL ACTION
	)	NO. 12-12324-MLW
BIOCHEMICS, INC., ET AL.,	)	
	)	
Defendants.	)	
	)	

**JOINT MOTION OF JOHN MASIZ ON BEHALF OF HIMSELF AND THE NON-PARTY RESPONDENTS AND INPELLIS, INC., AS DIRECTED BY *INPELLIS* BANKRUPTCY COURT, FOR “EXPEDITED” “CLARIFICATION” OF THIS COURT’S 10-9-18 STAY ORDER [DOC. #452]**

Pursuant to Hon. Joan N. Feeney’s order dated February 19, 2019 in the *Inpellis* bankruptcy case, *In Re Inpellis, Inc.* Case No. 18-12844-JNF [*Inpellis* Doc. #77] (a copy of which is attached as **Exhibit 1**), Respondents<sup>1</sup> and Inpellis, Inc., on an *expedited* basis, jointly move for: clarification of this Court’s 10-9-18 stay order [Doc. #452] regarding ADEC’s “*Motion for Leave to Conduct Rule 2004 Examinations*” [*Inpellis* Doc. #63 (also Doc. #506-2)].

The Receiver has authorized Respondents and Inpellis to note that the Receiver joins in the relief sought.

**WHEREFORE**, respectfully, Masiz on behalf of himself and the non-party Respondents, Inpellis, and the Receiver jointly request, on an expedited basis, such clarification.

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<sup>1</sup> Respondents include: Jan Schlichtmann and Zhen Zhu, the subjects of ADEC’s FRBP Rule 2004 Examination request. 1-10-19 ADEC motion for FRBP Rule 2004 examinations (*Inpellis* Doc. #63 (Doc. #506-2)). In addition, Respondents also include: the individuals and entities named in ADEC’s 12-17-18 “Demand Letter” (Doc. #480-1) that are the subject of ADEC’s 1-2-19 Motion for Leave (Doc. #480) regarding the Court’s 10-9-18 Receiver Order Stay (Doc. #452): The Trustees of the Shareholder Resolution Trust (Jack Altshuler, Esq., Daniel Glosband, Esq., and Jan Schlichtmann, Esq.); the former officers, directors, managers of BioChemics (Marshall Sterman, Frank Manguso, Jan Schlichtmann, Zhen Zhu) and Inpellis (Marshall Sterman, Frank Manguso, Joseph McGonagle, Zhen Zhu); John Masiz; and BioPhysics Pharma Inc. (collectively referred to as “Respondents”).

Dated: February 22, 2019

Respectfully Submitted by,

John Masiz for himself  
and the non-party Respondents  
that are the subject of ADEC's  
1-2-19 Motion (Doc. #480):

Inpellis, Inc.  
By its attorney,

By their attorney,

/s/ Jan Schlichtmann

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**CERTIFICATE OF ELECTRONIC SERVICE**

I hereby certify that, on February 22, 2019 a true and correct copy of the foregoing document was served on counsel for the Commission, the Receiver, the Inpellis Bankruptcy Trustee, and ADEC by electronic service through the CM/ECF.

Dated: February 22, 2019

Respectfully submitted,

John J. Masiz  
By his attorney

/s/ Jan Schlichtmann  
Jan R. Schlichtmann, Esq. (BBO #445900)

**Electronic Service:**

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